

RESOLUTION NO. 2007-56

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR AND THE CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO ENTER INTO AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY FOR DISTRIBUTION, USE AND REPORTING OF CHARTER COUNTY TRANSIT SYSTEM SURTAX PROCEEDS LEVIED BY MIAMI-DADE COUNTY FOR A TERM OF 5 YEARS THAT REVISES A PRIOR INTERLOCAL AGREEMENT FOR DISTRIBUTION OF CHARTER COUNTY TRANSIT SYSTEM SURTAX PROCEEDS LEVIED BY MIAMI-DADE COUNTY DATED JUNE 4, 2003 BETWEEN THE CITY AND MIAMI-DADE COUNTY, TO PROVIDE FOR A 5% LIMITATION ON ADMINISTRATIVE EXPENSES, EXCLUSIVE OF PROJECT MANAGEMENT AND OVERSIGHT; REVISE TIME SCHEDULE FOR BUDGET CERTIFICATIONS, PROVIDE FOR INDEPENDENT AUDITS IF DEEMED NECESSARY AND OTHER MODIFICATIONS, IN A FORM AS ATTACHED HERETO AND MADE A PART HEREOF AS EXHIBIT "1".

WHEREAS, Miami-Dade County Ordinance No. 02-116 levied the Charter County Transit System Surtax, providing that 20% of the surtax proceeds be distributed to those municipalities existing as of November 5, 2002 that meet certain conditions; and

WHEREAS, pursuant to Hialeah, Fla., Resolution 03-61 (June 2, 2003), the City entered into an interlocal agreement with Miami-Dade County, Florida for distribution of Charter County Transit System Surtax Proceeds dated June 4, 2003; and

WHEREAS, Miami-Dade County has revised the agreement to provide a term of five years, a ceiling for administrative expenditures by municipalities, provide for a prohibition for using proceeds for lobbying activities, provide for a budget certification to parallel the fiscal years and budgeting process of municipalities and for independent auditing if deemed necessary by the Citizens' Independent Transportation Trust; and

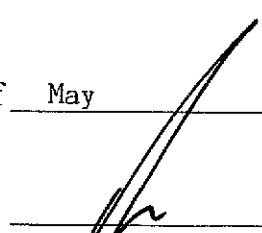
WHEREAS, the City finds that it is in the best interest of the proper administration and health, safety and welfare of the community to enter into the revised interlocal agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The foregoing facts and recitations contained in the preamble to this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

Section 2: The City of Hialeah, Florida hereby authorizes the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into an Interlocal Agreement with Miami-Dade County for Distribution, Use and Reporting of Charter County Transit System Surtax Proceeds levied by Miami-Dade County for a term of 5 years that revises a prior Interlocal Agreement for Distribution of Charter County Transit System Surtax Proceeds levied by Miami-Dade County dated June 4, 2003 between the City and Miami-Dade County, to provide for a 5% limitation on administrative expenses, exclusive of project management and oversight; revise time schedule for budget certifications, provide for independent audits if deemed necessary and other modifications, in a form as attached hereto and made a part hereof as Exhibit "1".


PASSED AND ADOPTED this 8 day of May, 2007.



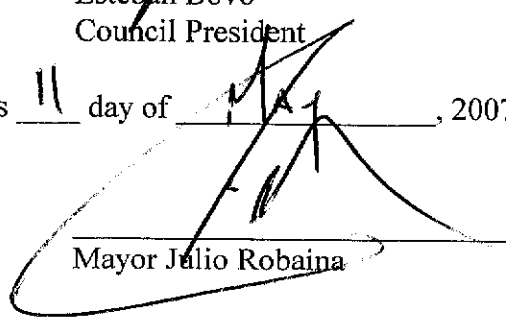
Esteban Bovo
Council President

Attest:

Approved on this 11 day of MAY, 2007.

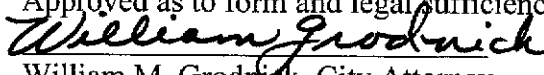


Rafael E. Granado, City Clerk



Mayor Julio Robaina

Approved as to form and legal sufficiency:



William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Gonzalez, Hernandez, Miel and Yedra voting "Yes".